

AIR-CITY, INC. and AIR-CITY (CHINA)  
CO., LTD.

Plaintiff(s),

- against -

BROOKS FITCH APPAREL GROUP; BROOKS  
FITCH APPAREL GROUP, LLC; BROOKS  
FITCH HOLDINGS, LLC and ELI SAFDIEH;

Defendant(s).

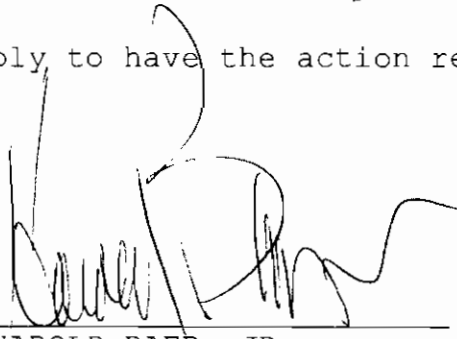
07 Civ. 7315 (HB)

ORDER  
OF DISCONTINUANCE

This cause having duly come on to be heard before me and the attorneys for all parties having advised the Court that all claims asserted herein are settled or are in the process of being settled, it is hereby

ORDERED that the above entitled action be and hereby is discontinued with prejudice and without costs to either party. Should the settlement not be finalized by Friday, November 16, 2007, any party may apply to have the action reopened.

Dated: New York, New York  
October 25, 2007

  
HAROLD BAER, JR.  
U.S.D.J.

COZEN O'CONNOR  
Attorneys for Plaintiffs  
AIR-CITY, INC. and AIR-CITY  
(CHINA) CO., LTD.

By: 

David Y. Loh (DL 0460)  
45 Broadway Atrium  
Suite 1600  
New York, New York 10006-3792  
212-509-9400  
File: 209893

KAPLAN VON OHLEN & MASSAMILLO  
Attorneys for Defendants  
BROOKS FITCH APPAREL GROUP;  
BROOKS FITCH APPAREL GROUP,  
LLC; BROOKS FITCH HOLDINGS LLC  
and ELI SAFDIEH;

By: 

Thomas J. Carulli (TC )  
555 Fifth Avenue  
15<sup>th</sup> Floor  
New York, New York 10017  
(212) 922-0450